

March/17/2025

RECEIVED

Apr 17 2025

SC Court of Appeals

Via email South Carolina Court of Appeals  
1220 Senate Street, Columbia, SC 29201  
803-734-1890  
E-filing: [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

Catherine S Harrison, Chief Deputy Clerk  
The South Carolina Court of Appeal Post Office Box 11629

Cc[Via E-mail  
Ms. Ellore A Gains Esquire  
Hood law firm  
172 Meeting Street,  
Charleston, SC 29401  
email: [info@hoodlaw.com](mailto:info@hoodlaw.com)

Mr. Evan M Sobocinski, Esquire  
172 Meeting Street,  
Charleston, SC 29401

#### Letter for clarification

Dear: Catherine S Harrison, Chief Deputy Clerk the Court has already received the \$50.00 court fee for the Amended brief or alternative Settlement Conference but since Appellant */Plaintiff case would have been dismissed if the court did not respect the Court Rules about Disabilities.*

So, With Faith Humility And respect for the Court of Appeals Guidance the Appellant */Plaintiff anticipates some form of relief since both Berkeley County Judges Disqualified from making any order Preventing a Trial.* The \$50.00 for the Motion to reinstate is included with this Letter & Motion.

I will also send an additional \$50.00 for the Motion for a settlement agreement if the court wishes, Appellant */Plaintiff has no issues with paying for any mistakes I am a Man of accountability it is not the courts fault I have Cognitive impairment from my emotional distress inflicted by Hood law firm & Berkeley County Conflict of interest & judicial Misconduct.*

*Appellant /Plaintiff requires clarification on all items that must be included inside of the record of appeal.*

**15-3-40** Exceptions as to persons under disability

How does this section apply?

- The time of the disability is not part of the time limit for starting the action.
- The disability cannot extend the time limit by more than five years, except for infancy.
- The action must be brought within one year after the disability ends.
- For example, if property damage occurs when the owner is under 18 or insane, they have one year to file a lawsuit after they turn 18 or are (**declared sane.**)

*Appellant /Plaintiff has already submitted Dorchester/Charleston County Mental Health Evaluation.*

*Valid Point For (unethical hood Law firm Future Defendant)*

- A cause of action is a set of facts or circumstances, supported by legal principles, that give rise to a right to seek a remedy (like damages or an order from the court).
- It's the legal theory upon which a plaintiff (the person filing the lawsuit) brings suit against a defendant (the person being sued).
- It identifies the specific wrong or injury that the defendant is alleged to have caused.

The action must be brought within one year after the disability ends

*Exhibit (a) Proof of Emotional Damages (see) Charleston County Mental Health DSM-IV Diagnosis 05/30/2023 Legacy spec popn: PSYCHIATRICALY DISABLED 07/15/2024 DSM-IV Psych Diagnoses: 296.80-Unspecified bipolar and related disorder*

300.00-Unspecified anxiety disorder

301.7-antisocial personality disorder

780.52 Insomnia disorder

298.9 Unspecified psychosis not due to a Substance or Known physiological condition

312.89-Conduct Disorder unspecified onset

296.34-Major Depressive Disorder, Recurrent, Severe with Psychotic features

*Full Disclosure Appellate/Plaintiffs Positive Incentive Address Mental Health issues*

*Valid Point For Court of Appeal: Appellant /Plaintiff has intellectual disabilities and gets confused subsequently Hood Law Firm believes because all of South Carolina Attorneys discriminate & Bias toward Black Men With Disabilities, they*

*can use Dilatory tactics thinking Appellant /Plaintiff will Give Up But This Sample of the Final Brief Will show that its only going to get Worse & Hood Law Firm will be served with a Copy of an Notice of claim official Complaint if the Court of appeal offers Appellant /Plaintiff no form of relief; The Supreme Court/District Court will be next Step a total of \$900.00 in court fees that will be added for Hood law Firms Debt to plaintiff for Legal Malpractice Mental disabilities Discrimination.*

*A Copy of the Final Brief Exhibit (a) will be sent to Live 5 News & other Media Sources to expose to the public about Berkeley County Judges Getting away with Judicial Misconducts & How Hood Law Firm Profits Off Police Misconduct's on the Mentally disabled Black Men the details About Hanahan police Leaving a Black 9-year child to Die because She was Left with an Unfit Mother who was abusive*

*After locking up a credible Witness for being Mentally Disabled by Refusing to Contact Child Protective Service.*

*Appellant /Plaintiff is currently seeking to find other Potential Victims of Hood law Firm & Berkeley County Judges, (Judge Young) & (Judge McCoy) Judicial Misconducts for a Class Action Law Suit Under the ADA disabilities Act.*

*Appellant /Plaintiff has no problem paying the court for any accommodation's to fully consider a relief I have faith in the court of appeal integrity so I will gladly pay for the courts time;*

*Appellant /Plaintiff is Currently Suffering and Would Gladly Show Hanahan Police Appreciation if they do not Fight the Court of appeal Relief if so, we do not need a Settlement conference & the Appellant /Plaintiff Will Focus all Time, Money & Energy towards Humiliation & Justice towards Hood Law Firm & Berkeley County judges.*

*The Amended Final Brief Will be only Complaints Dedicated to Justice for The Potential Victims of Hood Law Firm & Berkeley County Judge Young & Judge Mccoy*

**Please Clarify what needs to be added to the record of appeal please review the amended brief submitted with motion to reinstate**

*Respectfully, humbly submitted*

*Muhammad Wilson Pro Se*

*In Town Suites 8082 Rivers Ave, Room 309  
North Charleston SC 29406  
(843)-468-3432 creyolab@gmail.com*

*The State of South Carolina  
In The Court of Appeals*

*Appeal from Berkeley County  
Court of Common Pleas*

*Judge Jennifer B McCoy, Circuit Judge*

*Case No. 2022 CP-08-02508  
Appeal No. 2023-001837*

*Muhammad Nathaniel Wilson Pro Se*

*Appellant,*

*Vs,*

*Hanahan Police Department &  
Other Law Enforcement Officials*

*Respondents,*

*(Appellant)*

*Motion to Reinstate & Motion for Settlement agreement*  
**15-3-40** Exceptions as to persons under disability

1. Exhibit A: Plaintiffs only accommodations for courts
- (A). **Section 15-3-40:** Exceptions as to persons under disability.
- (B). Rules 38 - Jury Trial of Right, S.C. R. Civ. P. 38
- (C). Notification of any discrepancy's & time to Process information

*Exhibit (a) (Amended Final Brief of Appellant)*

*14th amendment/ 4th amendment/ Rule 413 SCACR / ADA Title II / Section 15-3-40 Exceptions as to persons under disability Legal Malpractice Mental disabilities discriminations Class Action lawsuit: Full Disclosure this Final Brief is to be used for Live 5 News & Media public access, to be used for: the (Office of Disciplinary Counsel/District Court/Supreme Court)*

*(Appellant /Plaintiff General Theme: who is Above the Law?)*

This Brief contains consolidated Evidence (via Google) after doing due diligence; (3 Complaints) in one statement of claim consolidated evidence & *Burden* of proof: Court Rules, Civil Rights & Laws disregarded by hood Law Firm

*Appellant /Plaintiff Statement of Claim*

**1: Who is above the law valid point:** *14th amendment/ 4th amendment/ Rule 413 SCACR / ADA Title II / Section 15-3-40 Exceptions as to persons under disability A Right Preserved. The right of trial by jury as declared by the Constitution or as given by a statute of South Carolina shall be preserved to the parties inviolate. Issues of fact in an action for the recovery of money only or of specific real or personal property must be tried by a jury, unless a jury trial be waived*

*(a) Respondents/Defendant's Attorneys: (Hood Law firm) Believes their clients are above the law and has displayed Unethical Misrepresentation behavior that includes Conflicts of interest.*

*(b) Negative Reinforcement: Incentives for (Hood Law firm) & (Berkeley County) (Legal Malpractice Mental Disability Discrimination) Class Action Law Suit*

*(c) The Burden of proof: Both Judge Young & Judge McCoy are Employees, of (Berkeley County) & Hood Law Firms represents Both (Berkeley County) & Respondents/Defendants Hanahan Police Department & Other Law Enforcement Officials!*

*(d) Calling all Victims of (hood Law firm) & (Berkeley County): We are seeking Justice For all potential Victims of Judge Young & Judge McCoy's Judicial Misconducts!*

(e) South Carolina Code Section 15-3-40 is about the statute of limitations for actions brought by people who were under a disability when the cause of action occurred. This includes being under 18 or being insane.

How does this section apply?

The time of the disability is not part of the time limit for starting the action

*Valid Point For (Hood Law Firm) Until (Appellant /Plaintiff settles this Dispute that Hood Law Firm has delayed for Profitable purposes Appellant /Plaintiff is impeded from receiving Mental Health treatment in order for the Doctor to declare Appellant /Plaintiff Sane.*

*Exhibit (a): (see) (Charleston County Mental Health Document's submitted) indisputably: by Hood Law firms own Admittance this information was prevented from being introduced into Trial Court Because of Hood Law firm unethical Legal Malpractice Discrimination towards Mentally Disabled Black Men.*

2: To establish a legal malpractice claim, a plaintiff must prove four key elements: duty, breach, causation, and damages.

Here's a more detailed explanation of each element:

- **Duty:**

The plaintiff must demonstrate that the attorney owed a duty of care to the client, meaning the attorney had a legal obligation to act with a certain standard of care.

*Burden of proof Key points Hood Law firm's: Civil rights Experience & Legal knowledge experience:*

*(a) (Legal Malpractice Key Element's) Hood law firm: enabled (Client Berkeley County) Judges to not Respect Their Oath, when they advised them to not recuse themselves: When Hood Law Firm Requested the Summary Judgement in spite of Knowing Appellant /Plaintiff is Mentally Disabled.*

*(b) (Mental Discrimination Key Element's) (One officer Wanton Behavior) & subsequently the false arrest of a Creditable Witness resulted in a Dead Child potentially murdered by the Suspect the Victims Mother, just like Susan Smith's kids!*

- **Breach:**

(c) The plaintiff must show that the attorney breached their duty of care by failing to act as a reasonably competent and prudent attorney would have acted in the same circumstances.

Emotional Distress Key Element: Hood Law Firm Has Prevented all Opportunities of a Fair impartial unbiased Trial resulting in the *Appellant /Plaintiff receiving irreparable emotional harm*

(Emotional stress Damages): *Appellant /Plaintiff can't Afford to Receive Mental Health Treatment for Damages received;*

*(d)Legal Malpractice key element: Hood Law Firm has used unethical dilatory tactics to pro long the Appellant /Plaintiff from receiving Payment of Debt because of discrimination towards Mentally Disabled black men*

- 
- **3: Damages:**  
The plaintiff must prove that they suffered actual damages or injuries as a result of the attorney's negligence, which are often financial in nature.

(a) (Hood Law Firms (Only Argument for not paying Debt) is Statue of limitations.

(b)based on *(Appellant /Plaintiff) Proof Of disability the (Appellant /Plaintiff is unbarred Exempt*

**Undisputable & Indisputable Burden of Proof Evidence: the courts can't disregard that** invalidate, (Respondent's/Defendants) Statute of limitations argument!

the Final Amended Brief Contains all of the Gross Negligence & Wanton behavior in the Form of Civil Rights Violations

*(Rule 413 SCACR / ADA Title II / Section 15-3-40)*

(3) **Hanahan police Settlement Debt.** eight million, seven hundred eighty-nine

*(a)Appellant /Plaintiff based this amount off the number of hours held for the ransom of (\$75,000 inside of Berkeley County Jail)*

*(b) Conflict of interest is defendants (Berkeley county) profited from;*

*(c) (Hanahan Police Departments) False arrest & subsequently*

*(d) (Berkeley County) provided ineffective incompetent counsel though Berkeley County public defender office & exhibits will validate (Appellant /Plaintiff argument*

(e) The Creditor agrees as part of this Agreement they shall be accepting the last payment for the satisfaction of the Present Debt, hereinafter known as the "Settlement Debt". This Settlement Debt shall be in the amount of \$\_two million four hundred thirty-six

thousand or \$2,436,000.

- (f) . *(Appellant /Plaintiff incentive invest in Non-Profit Music Outreach to Provide Solutions that will encourage the Communities to Respect the law & cooperate with Hanahan Police Department & Allies in Blue*
- (g) (\$600,000) Will be used to Purchase Property, Transportation & Equipment for the Non-Profit Organization Creyola Boss 3 % Nation Music Outreach
- (h) Dedicated to create Solution's to Domestic Violence & Mental health Issues
- (i) Funds will be used to Collaborate with Charleston County Mental Health) Encouraging people to Get help.
- (j) (Creyola Boss 3% Nation Music Outreach) Program incentive: Working with Local Law Enforcement & Getting Mental health Treatment at Dorchester Charleston County Mental health
- (k) Money Will Be Donated to assist Housing & Mental health Programs

(\$400,000) Will be used to relocate & get long term Mental health treatment For Damages

(Punitive Damages): \$50,000 Include \$25,000(Berkeley County Ransom) Bail Money & Money Spent for Hotel Accommodations at Intown Suit For 5 years & Counting

4: Valid Points the Courts must consider: The "burden of proof" in a legal context is the obligation a party has to prove their claim or defense by presenting sufficient evidence to persuade the judge or jury

*(A)Hood Law Firm & The Facilitation of Extortion in the Form of Police Misconduct & False Arrest where Berkeley County makes Money off High Ransoms*

*(B)(Berkeley County) Using Incompetent & infective Public Defenders to Force Innocent Mentally Disabled Black Men to be coerced into pleading guilty when they are innocent.*

*(c) (Judge Jennifer B Mc Coy, & Judge Young) How Misguided is Berkeley County Judges?*

*How many other precedented cases was dismissed? How many other Victims of Hood Law Firm, Berkeley County & Hanahan Police Department Extortion Operation? Unethically Hood Law Firm Profits Discriminates & take advantage Of Mentally Disabled Black People this Final Brief will hopefully instigate a*

**Section 15-3-40: Exceptions as to persons under disability**

*Discrimination using Unethical Behaviors to Dismiss Cases of officer Misconduct Class Action Law Suit or a Full Judicial Investigation*

- *Who is Above the law? Final brief Respondents, Speculation, based case includes discrimination, disregard for Multiple Civil Rights, Conflict of interest, & judicial Misconduct, the higher court may overrule the lower court's decision, which means the higher court sets aside the lower court's judgment.*

- A court can generally only overrule decisions of lower courts because of the doctrine of precedent.

## 5: ADA Title II: State and Local Government Activities

Title II covers all activities of State and local governments regardless of the government entity's size or receipt of Federal funding.

- (a) *This is an official Notice of Claim for Legal Malpractice mental health disabilities Discrimination.*
- (b) *Emotional Distress Damage was inflicted because of Hood Law Firm's (Conflict of Interest), & (Berkeley County Judges) Judicial Misconduct*
- (c) *Burden of Proof: Judge Young & Judge Jennifer Mc Coy Orders to dismiss*
- (d) *No Judicial Disclosure, Total Contempt for Canons of Judicial Conduct & Lack of respect for Judicial ethics codes,*
- (e) *South Carolina Code Section 15-3-40 is about the statute of limitations for actions brought by people who were under a disability when the cause of action occurred. This includes being under 18 or being insane.*

How does this section apply?

- The time of the disability is not part of the time limit for starting the action.
- The disability cannot extend the time limit by more than five years, except for infancy.
- The action must be brought within one year after the disability ends.
- For example, if property damage occurs when the owner is under 18 or insane, they have one year to file a lawsuit after they turn 18 or are declared sane.

*Burden Of Proof Exhibit (A) Due to Hood law Firm collaborating with Their Former Client Berkeley County & Impeding this Settlement the plaintiff Muhammad Nathaniel Wilson has Continued to suffer irreparable Mental health Damages;*

*(b) The Department of (Charleston County Mental Health) Documentations will prove that the Plaintiff has been Diagnosed Insane & placed in Multiple Mental Hospitals Since this precedented case*

*(c)Appellant /Plaintiff is Currently Seeking Damages for \$1000,00 per each day that Hood Law Firm & Berkeley County has Forced Appellant /Plaintiff to deal with the case after 08/15/22(the day Judge Young Failed to Recuse himself) or Disclose Conflict of interest,*

*(d)Since Hood Law Firm Attorneys Represented Both Berkeley County & Hanahan Police department, all 3 parties involved owe \$1000, 00 per each day until settlement agreement between Hanahan Police Department & the Plaintiff is reached.*

(e) *The Respondent Hanahan Police Owes for the 8789 hours of Confinement or \$8,789,000 but I'm willing to settle per day of emotional distress or 2,436 days at \$1000, 00 per day \$2,436,000. total estimate of damages.*

(f) *08/14/2018 is the Appellant /Plaintiff first day of Emotional Distress inflicted by Hanahan Police Department*

(G) *08/15/22 is the Appellant /Plaintiff first day of Emotional Stress 955 days and counting inflicted because of Hood Law Firm's Client Berkeley County Employee Judge Young. \$955,000*

6: (Who is above the law?): Upholding Both judges' previous decisions could undermine public confidence in the South Carolina legal system.

The deeper issues of all Questions presented for the court of appeal, District Court, Supreme Court, The A.D.A & office of Disciplinary

(a) This Final brief is 3 separate Complaints consolidated against all 3 Parties involved includes Gross Negligence, Legal Malpractice, Mental health disabilities Discrimination, that includes Unethical behaviors by Disregarding Conflict of Interest to avoid a fair impartial non bias Jury by a Trial Court facilitated by *Defendants: (Hood Law Firm & Berkeley County)*

*Judicial Misconduct & (Conflict of Interest) Burden of Proof) Exhibit (b)*

(b) Judicial misconduct by When judicial misconduct is present, courts can overturn earlier decisions based on the principle of "judicial review," which allows them to examine and potentially overturn decisions if they find them to be clearly erroneous, based on legal errors, or if there was significant procedural misconduct, including instances of judicial misconduct.

Key points to remember:

- **Stare decisis:**

(c) While courts generally follow the doctrine of "stare decisis" (meaning to stand by things decided), which encourages adherence to precedent, this principle can be overcome in cases of serious judicial misconduct, where upholding the previous decision could undermine public confidence in the legal system.

- **Burden of proof:**

To overturn a decision based on judicial misconduct, the party seeking to do so must present compelling evidence demonstrating the misconduct and how it affected the outcome of the case.

- **Factors considered:**

(d) Courts will evaluate the severity of the alleged misconduct, whether it was intentional or negligent, and the potential impact on the fairness of the original proceedings when deciding whether to overturn a decision.

Examples of judicial misconduct that might lead to overturning a decision:

- **Bias or prejudice:** A judge exhibiting clear bias towards one party in the case.

- **Exhibit: (b)**

- : Hood Law Firm was engaging in private discussions with both Judge Young & Judge McCoy at Both Judgements Hood Law Firm was observed by the Plaintiff holding a private discussion after the plaintiff was leaving

- 

- **(a) Ex parte communication:** A judge engaging in private discussions with one party without the knowledge of the other.
- **(b) Failure to disclose conflicts of interest:** Not disclosing a personal connection to a party in the case.
- **(c) Improper influence:** A judge being influenced by outside factors that could affect their decision.

## **7: Burden of proof: Appellate is Unbarred & exempt from statute of limitations**

**(a) Section 15-3-40:** Exceptions as to persons under disability.

If a person entitled to bring an action mentioned in Article 5 of this chapter or an action under Chapter 78 of this title, except for a penalty or forfeiture or against a sheriff or other officer for an escape, is at the time the cause of action accrued either:

(1) within the age of eighteen years; or

(2) insane;

the time of the disability is not a part of the time limited for the commencement of

the action, except that the period within which the action must be brought cannot be extended:

(a) more than five years by any such disability, except infancy;

(b); Indisputable Legal Malpractice: Burden of proof: Hood Law Firm Unethically Represented Both Berkeley County & Hanahan police Department

the Conflict was never disclosed subsequently Hood Law Firm is Both Parties Legal representation, so they are liable for any forms of Misrepresentation on their client's behalf.

(c) Berkeley County Employs Both Judge Young & Judge *Jennifer B McCoy*,

## Burden of Proof Recusal Requirements

- (a) An official with a disqualifying conflict of interest may not make, participate in making, or use his or her position to influence a governmental decision. When appearing before his or her own agency or an agency subject to the authority or budgetary control of his or her agency, an official is making, participating in making, or using his or her position to influence a decision any time the official takes any action to influence the decision including directing a decision, voting, providing information or a recommendation, or contacting or appearing before any other agency official. When appearing before any other agency, the official must not act or purport to act in his or her official capacity or on behalf of his or her agency.

Certain officials (including city council members, planning commissioners, and members of the boards of supervisors) have a mandated manner in which they must disqualify from decisions made at a public meeting (including closed session decisions) and must publicly identify a conflict of interest and leave the room before the item is discussed.

(c) Appellate/Plaintiffs Full Disclosure for Respondents Hanahan police Department, Hood Law firm & their Codefendant Berkeley County.

Positive enforcement Incentive: This amended final brief can be edited to limit media & Public View of hood Law firm to Show appreciate for minimum of 2-million-dollar Relief reparation Relief for all 3 Parties involved paid through the South Carolina reserve Funds.

- (d) *Appellant /Plaintiff can* focus the case More on the Lack of Sgt Ellen Lanphere not contacting Child Protective Service & Let The arresting Officer in Charge Sgt Ellen Lanphere take Full responsibility of the Emotional Distress.

*Appellant /Plaintiff Positive relief incentive: Appellant /Plaintiff will Sign a Non-Disclosure Act that will Guarantee Appellant /Plaintiff never Speak negatively or seek any form of Civil Suit or complaint against Hood Law firm or Berkeley County.*

*(Appellant /Plaintiff did Due Diligence via google: Conflict of interest valid points)*

Both Judge Young & Judge McCoy receive salary by Berkeley County: Hood law firm Clients

(e): Mental Discrimination Valid points: failure to settle in a timely result will only result in a Judicial Investigation implicating Hood law Firm in Coordinating & Facilitating Violating Mentally Disabled Black American's Civil Rights through Extortion

(f) Mental Health Disabilities Potential Victims Class Action Suit against Berkeley County & Hood law Firm

everything inside of this Final Brief is indisputable the respondents have had over 5 years to deny the allegations it is impossible.

- (f) Live 5 News & any press related Media will have a Copy of all Evidence in this Brief Since Hood Law Firm has already responded
- (g) this brief is meant to inspire a uproar in the Media & Internet By exposing all the Evidence to the public
- (h) *Appellant /Plaintiff is willing seeking to* collaborate with all Black lives matter & any Civil rights activists for mentally Disabled Law-Abiding Black Americans.
- (i) Thankfully Because of My allies in Law enforcement :(North Charleston) & (Charleston County police) I don't want to Expose this information to the Public & it would be more beneficial to my Non-profit organization to work with Hood Law firm & Berkeley County as well as Hanahan police to encourage Respect for the Spirt of accountability.
- (j) *Appellant /Plaintiff Message* Thank God for all Blue Lives Who died or Risked Their Lives in a Anti domestic Violence Concert Where Appellant /Plaintiff will Market Originally written song and Show appreciate by encouraging People to cooperate With Law Enforcements.

Appellate/Plaintiffs; Emotional Distress damages Proof Diagnosis Dates: Evaluated by Charleston County Mental Health after the (Appellate/Plaintiffs was released from Psychiatric treatment inside a Mental health facility Hospital for Homicidal thoughts)

*Exhibit (a) Proof of Emotional Damages (see) Charleston County Mental Health DSM-IV Diagnosis 05/30/2023 Legacy spec popn: PSYCHIATRICALY DISABLED 07/15/2024 DSM-IV Psych Diagnoses: 296.80-Unspecified bipolar and related disorder*

300.00-Unspecified anxiety disorder

301.7-antisocial personality disorder

780.52 Insomnia disorder

298.9 Unspecified psychosis not due to a Substance or Known physiological condition

*312.89-Conduct Disorder unspecified onset*

*296.34-Major Depressive Disorder, Recurrent, Severe with Psychotic features*

*Full Disclosure Appellate/Plaintiffs Positive Incentive Address Mental Health issues*

*Muhammad N Wilson Pro Se*

*8082 Rivers Ave North Charleston SC  
(843)867-9789 creyolab@gmail.com*

*Table of Contents*

*(Who is above the law?) Statement of claim ..... 2,3,4,5,6,7,8,9,10*

*Final Brief Introduction .....12,13,14,15,16,17,18,19*

*Table of Authorities .....20*

*Consequences of Disregarding a Complaint*

*Statement of the Case.....,21,22,23*

*Argument The Underlying Arrest Probable cause.....,24,25,26,27,28,29,30*

*..... 31,32,33,34,35*

*Prayer for relief .....36*

*Standard of Review Break Down*

*Summary of Discernable Argument: ..... ,*

*.....,*

*Conclusion ..... ,*

*PROOF OF SERVICE ..... ,*

*.....*

*Final Brief Introduction*

---

*My Name is (Muhammad Nathaniel Wilson Pro Se) do to irreparable emotional damage, caused by the Respondents & Their attorney's (Hood Law Firm) conflict of interest that impeded Appellate /plaintiff from receiving mental health treatment & from receiving legal Representation Because of all the Legal Malpractice & (Mental health disabilities Discrimination) towards Black Men.*

*(a) Statement of facts under penalties of perjury, I declare that to the best of my knowledge and belief, this statement is true, correct, and complete.*

*Appellate /plaintiff an aspiring C.E.O:*

*(b)Creyola Boss 3% Nation Musical Outreach Non-Profit Org is Appellate /plaintiff proposal to use the Relief Funds from the South Carolina reserves Fund.*

*(c)(The Deeper Message) of Appellate /plaintiff Final Brief Introduction: Mental Health is a serious issue that Appellate /plaintiff will use Relief to collaborate with Dorchester/Charleston county mental health to pay for mental health long term treatment:*

*(d)Appellate /plaintiff Talents include; Writer/Poet/Author/Promoter/Recording Artist.*

*(e) Appellate /plaintiff have a violent mental health History, from Physical & mental Abuse by Parents & Family members & Appellate /plaintiff is suffering from Symptoms from multiple Mental Health illness.*

*1: Valid Points for Immediate Relief: Appellate /plaintiff is in severe need of treatment at the Charleston County mental health Facility*

*(a)Appellate /plaintiff Government Benefits Have stopped subsequently Appellate /plaintiff is forced to Work extra Jobs to survive the case.*

*(b)Appellate /plaintiff is under extreme duress from representing himself Pro se*

*(c)Cognitive impairment: The Reason for Mistakes & being Incoherent proof that the Appellate /plaintiff is not mentally stable & require assistance from a doctor, but cannot afford treatment & because of (Hood Law firm) Appellate /plaintiff is homeless!*

*(d) The Respondents & all the courts have been aware that Appellate /plaintiff is mentally disabled & only the court of appeal staff has accommodated mental health disabilities with patience by assisting throughout the case,*

*2: Valid Points for the Courts: Berkeley County Employees, Honorable Judges & staff all collaborated throughout this case to take advantage of the Appellate /plaintiff mental health disabilities & violate multiple Civil Rights & Laws.*

*(a) The Appellate /plaintiff would like to extend a special Thank you to the wonderful staff Of the South Carolina Court of appeal*

*(b) This Amended final Brief will attempt to organize all consolidated supporting evidence in response to the defendants/respondent's initial brief.*

*(c) Appellate /plaintiff consolidated supporting facts will be Burden of proof of Gross Negligence that Challenges & invalidates any Defense against Hood law firm delaying Relief Payment.*

*(d) Valid Points are included Responding to Hood Law firm Initial brief who said Appellate /plaintiff was incoherent & everything was frivolous.*

*(e) Note to (Hood Law Firm) there is No Chance of Disputing this Brief Because Everything is Documented By your Own Clients.*

*(f) Appellate /plaintiff: Has to be evaluated by Charleston County mental health before being declared sane before any cause of action.*

*(g) Appellate /plaintiff have suffered emotional distress Since Released from the Mental Hospital because of this predated case.*

*(h) The Court of appeals accommodations: Proof that the court of appeal don't agree with taking advantage of the Appellate /plaintiff so a relief is expected.*

*(I) Appellate /plaintiff is Thankful for the Court of appeal being Unbiased & sympathetic towards Disabilities; (Unlike Berkeley County), (Hanahan Police) & Hood Law firm*

*(Supporting Evidence in Response to Initial Brief Claims of Respondents)*

*(a) (Hanahan Police Department & other Law Enforcement officials) & affiliates Berkeley County and all local Councils! Red herring Fallacy, Nepotism, Dilatory Tactics, by The Attorney for the Respondents.*

*Valid key point :( The Attorney for the Respondents Never attempts to deny any of the inexcusable Wanton behavior facilitated) by the Respondents Hanahan Police Department & Other Law-enforcement Officials*

*3: Consequences: Valid Key Points to prove Emotional Distress*

*(A) Appellate /plaintiff IS subsequently forced to represent himself because of Hood law firm & Berkeley County Unethical behavior.*

*Unfortunately for the respondents: the ADA has Laws to protect mentally disabled*

*Black Men Against unethical attorneys like Hood law Firm.*

*(b) (Negative reinforcement): Judicial Investigations & a Class action lawsuit for potential Victims Of (Berkeley County) & (Hood law firm) for Legal Malpractice & Mental Disabilities Discrimination:*

*(c) Hood Law Firm Has Impeded Legal representation attempting to take advantage of the statue of limitations clause*

*(d) Appellate /plaintiff is unbarred from Statue of limitation & Since Both Berkeley County Judges are employees of Berkeley County that previously Hood law firm Represented both Judge young & Judge Mccoy is Disqualified from placing any order preventing themselves from paying Relief in a Judgement.*

*wherefore, based on the foregoing, the appellate move that their Judgement is Disqualified that means the court should Rule in Favor of a Settlement agreement.*

**(a) Section 15-3-40: Exceptions as to persons under disability**

*(e) Unannotated SECTION 15-3-20. General rule as to time for commencement. (A) Civil actions may only be commenced within the periods prescribed in this title after the cause of action has accrued, except when, in special cases, a different limitation is prescribed by statute.*

*(f) (Proof of disability) Charleston County Mental Health Has a copy of a 30-year mental health history during the time of processing the Appellate /plaintiff was hospitalized 4 times receiving disability from the government.*

*4; Court accommodation's: Please Excuse the Bad Grammar Mispronunciation and all Clerical errors, & anything Incoherent*

*(a) Incentives: This Brief can be used to create an opportunity to restore the Faith in the Integrity of the South Carolina Court & Hanahan police Department By accepting Accountability like North Charleston Police Department:*

*(b) Two million dollars in relief will be used to invest in a Non-Profit Organization Program that Will Partner up with Any Local Law Enforcement Community Outreach programs that want to Use Music Outreach to Not Only Create Jobs but use Recording Contracts & Songs Written to Encourage Full Cooperation with Law Enforcement,*

*(c) Appellate /plaintiff is trying to use positive Reinforcement as an incentive by Collaborating with all Positive Police Community Outreach Programs available.*

*(d) Positive Valid Point: Please take the time to see how Productive Appellate /plaintiff could be in assisting to Solve Future Violent cases if awarded compensation, in the form of relief.*

*(e) Appellate /plaintiff Purpose is to use the Reparation through Relief to Repair the communities Faith in the South Carolina Court System & use the Funds to Provide Musical Outreach Programs that will Provide Funds for Housing, & Recording Contracts with a Positive Message to Fully Cooperate with Law Enforcement.*

*(f) Appellate /plaintiff would like to give special thanks to the good Men and Women in Law enforcement who Works for Hanahan Police Department Do to being Homeless Appellate /plaintiff was forced to seek help from his dad someone who abused Appellate /plaintiff During a Dispute that would have resulted in Appellate /plaintiff Physically Hurting His Dad Subsequently Appellate /plaintiff was helped By Good Hanahan Police officers that Represented Their department Well.*

*(k) Most Importantly the office staff of the South Carolina, court of appeals was Sympathetic to my disabilities & gave Appellate /plaintiff time to find the clerical errors.*

*(5) Valid Point: If Hood Law firm would have Not used Conflicts of Interest to prevent Appellate /plaintiff legal representation Hanahan Police would have been settled.*

*(a) (Creyola): The Appellate /plaintiff Built a community through a positive relationship with Law Enforcement created from the Mentorship by the Former Captain of North Charleston police Department (Mrs. Joyce Smith!)*

*(b) (Creyola) stands for (Community). (Reparation.) (Equal) (Youth.) (Opportunities) (Longevity), (alliance) the Appellate /plaintiff have Strong Connections to both People in the Urban Criminal Communities and Law Enforcement!*

*(C) Creyola purpose: to Share Mrs. Joyce Smith Enlightenment with all the Law-Abiding Citizen's with Talent. By working with Local Police community Outreach Programs.*

*Appellate /plaintiff will use the Compensation to bridge the Gap in the Communities with all Law enforcement.*

*(d) Relief Positive Valid Points For courts: awarding justice through compensation, will promote Rehabilitation in the South Carolina Law enforcement*

*(e) Relief Discourages all 3 parties from further racial discrimination or bias arrests made.*

*(It will also encourage the Urban Communities) currently dealing With Domestic Violence & Abuse to cooperate With Law Enforcement.*

*Positive Reinforcement incentive: If Relief is awarded Live 5 news will want to do an interview with Appellate/Plaintiff.*

*Appellate /plaintiff will gladly show appreciate to allies of North Charleston police & Charleston County police for being Responsible & full of integrity.*

*(f) Appellate/Plaintiffs will bring Enlightenment about North Charleston police & Charleston County police affiliates & their department ability to Provide Positive Community Outreach that The Appellate/Plaintiffs has benefited from*

*(g) NORTH CHARLESTON, S.C. (WCSC) - Live 5 Investigates reviewed hundreds of pages of public records from the last three years from the South Carolina Insurance Reserve Fund.*

Those records show in 2021 the IRF paid out \$1.51 million on behalf of the North Charleston Police Department.

That is the largest amount out of any local law enforcement agency covered by SCIRF in the same year.

Documents show IRF processed 18 claims against the department, with 12 resulting in payouts.

Appellate/Plaintiffs Positive Note I am so Proud of my allies they are the reason I have never committed any violence and I always fully cooperate with law enforcement

*(l) Hanahan Police is only Know for getting away With Discrimination Berkeley County & Hanahan are both operate Above the Law.  
(Appellate /plaintiff Consequences for Hood Law Firm unethical behavior)  
If they seek not to encourage their client to accept Settlement agreement*

6: *(Mental health disabilities Discrimination legal Malpractice Burden of Proof:*

(a) Unethical attorney behavior can include conflicts of interest, overbilling, misleading statements, concealing evidence, abandoning clients, and engaging in frivolous litigation, all of which undermine the integrity of the legal system. Examples of Unethical Attorney Behavior:

- **Conflicts of Interest**: Representing clients with opposing interests without proper disclosure and consent, or using confidential information from one client to the detriment of another.
- **Misrepresentation and Dishonesty**: Making false or misleading statements to the court or opposing counsel, or concealing relevant information.
- **Frivolous Litigation**: Pursuing lawsuits without a reasonable basis, or engaging in tactics designed to harass or delay the opposing party.
- **Tampering with Evidence**: Destroying, concealing, or fabricating evidence.
- **Intimidation Tactics**: Using abusive or coercive language or actions to influence a client or opposing party.
- **Dishonorable Conduct**: Engaging in conduct that reflects adversely on the integrity of the legal profession.
- **Failure to Disclose Relevant Facts**: Failing to disclose all relevant facts to the court or opposing counsel.
- **Arguing a Position While Neglecting to Disclose Prior Law**: Arguing a position while neglecting to disclose prior law which might counter the argument.

*(Cognitive Impairment Symptoms of Emotion distress Damages Burden of Proof)*

*Valid points For the Court of appeal: The Appellant /Plaintiff are legally incompetent compared to the respondent's attorney Berkeley County they are advantage of Appellate /plaintiff Intellectual Disability.*

*(b) The Factual Statements made by the reliable witnesses will help the court to get a better understanding of Who Muhammad Wilson Aka Creyola Boss Is and What Creyola Way of life Stands For. (Real Men Protects Kids & Never Abuse Women)*

*(c) Statement of facts under penalties of perjury, I declare that to the best of my knowledge and belief, this statement is true, correct, and complete. I Witnessed (Bernadette Owens) Abuse her Child Physically & Mentally!*

*(d) Appellant /Plaintiff attempted to Remove the (real Suspect) The Mother of Victim from the residence Because of Neglect & Abuse that Appellant /Plaintiff did not want to be involve in August 14 2018 at 5am.*

*(e)Code § 63-7-20 (The deeper Message the (real Suspect) The Mother of Victim) the need For Child protective Service*

*The (real Suspect) The Mother of Victim was suspected of Sexual Abuse of her 9 years old daughter, & the corroborating facts is over hearing them take showers together and saying inappropriate things while in the shower.*

*(f)Subsequently Appellant /Plaintiff residence was only a 1-bedroom apartment & was receiving Government H.U.d assistance subsequently the Victims mother was not supposed to be living there per (Government HUD rules).*

*(g) Appellant /Plaintiff was under duress when an incoherent statement to the defendants/respondents was made & they took advantage: the Vagueness Doctrine law was made to Protect Law Abiding Citizen against false arrest*

*Appellant /Plaintiff is not(legally) competent) enough to put this brief together or comprehend what the respondent's attorneys are saying so it takes a while*

*(h)Appellant /Plaintiff is currently homeless because of this case & busy working different Jobs under extreme Duress while preparing this appeal & require Immediate Doctors care for treatment regretfully but thankfully Appellant /Plaintiff Is being helped by the Court of appeal case manager*

*(i) Appellant /Plaintiff hope is that the Amended Final brief encourages justice subsequently Hood law Firm believes the respondents are Above the Law.*

*(j) Hanahan police department broke criminal laws & this brief Contains Evidence of Everything Told to the Defendants under Duress incoherently because of Mental Health Symptoms.*

*7: Positive incentive: Appellant /Plaintiff seek To Use this Unfortunate Situation to make a difference in the World Starting with South Carolina by Showing Appreciation to all the good people in The System.*

*(a) ON August 14 2018 at 3: Appellate/Plaintiff allowed a Homeless Mother he dated back inside the home; subsequently Appellate/Plaintiff had previously put the Suspect out for abuse of the Suspects child!*

*(b) But August 14 at 3am Appellant /Plaintiff allowed her back inside*

*of the home, because she had her 9-year-old daughter with her but the Rule was the Child had to sleep in the Main Room because it was only a 1 Bedroom.*

*Valid Points: It also allowed the Child to have her own Room where the Door was supposed to stay closed allowing Appellate/Plaintiff and the mother of the child to have privacy!*

*(c) Appellate/Plaintiff converted the living Room into a Bedroom to keep out the Child, but unknowingly the mother & The Child Had a Very Sick Indecent Relationship where they often took Showers Together & the Mother Would Always Walk Around Naked in front of the child & Physically Abuse Her!*

*Full Disclosure Appellate/Plaintiffs trained the Victim in martial arts & Spent time Alone with the Victim & the Reason the Appellate/Plaintiff was Confident in the Victims Statement Because the Victim & Appellate/Plaintiff Had a Close relationship Where Appellate/Plaintiff encouraged the Victim to Cooperate with Law Enforcement if any Adult Touched her inappropriate unaware it was the Victims Own Mother who was doing all of the abuse the Victim Told Appellate/Plaintiff how the mother would be Neglectful & Violent on many different occasions*

*(d) Valid points Reason for Dispute Code § 63-7-20: August 14 2018 at 5: am: Appellate/Plaintiff was cuddling in the bed with the suspect the mother!*

*(The room door was last closed when the Victim was put to Bed)*

*(The child was not supposed to be inside the room,)*

*(The plaintiff was unaware she had snuck inside the bed with the mother)*

*(The Plaintiff, special Shades were used to make the Living Room darker at night)*

*(When the plaintiff went to cuddle with the mother,)*

*That's when the child was found inside of the plaintiff bed because the Child hands was already on her mother's breasts touching her while the mother was Naked.*

*(f) Appellate: Full Discloser the Real Reason Appellate/Plaintiffs called the Police At this Part of the statement, Appellate/Plaintiff want the Court & Law Enforcement to (See) (Charleston County Mental Health Records) Appellate/Plaintiff has Been Abused Mentally & Physically as a Child.*

*(g) Appellate/Plaintiffs have Been Hospitalized at least 7 times for Homicidal Thoughts (What the mother did to her Child Made Appellate/Plaintiff have Flash Backs.*

*(f) a Part of Appellate/Plaintiff wanted to Physically Harm (the Suspect) the mother of Victim.*

*(h) (The Reason for Appellate/Plaintiff 911 call): Respect for the Victims Mental health by not becoming Violent in the presence of a 9-year-old by abusing her mother or (taking the mother's life) for Sexually abusing her own Daughter.*

*(m) Appellate/Plaintiff respect For Law Enforcement, served as encouragement to make the logical choice to Get the Child Help By potentially sacrificing Appellate/Plaintiff's freedom for Child Protective Service to get Involved.*

*(n) Appellate/Plaintiff grew Furious because it was disturbing so Appellate/Plaintiff questioned the Suspect the mother of Victim about the child abuse subsequently she got Mad and attacked Appellate/Plaintiff Physically.*

*Martial arts Training and respect for Law Enforcements encouraged subsequently the Appellate/Plaintiff thought the right thing to do was call the Police but unknowingly Appellate/Plaintiff was calling Racist Officers who only wanted to arrest a Black Man!*

### *Table of Authorities*

---

*14th amendment/4th amendment*

*Rule 413 SCACR*

**#1 Section 15-3-40:**.....10,11,12,

Rules 38 - Jury Trial of Right, S.C. R. Civ. P. 38  
.....12,13,14,15,

Section 63-7-10. Child welfare service principles; purpose.

6 South Carolina Code § 63-7-20.....10,11,12

**Section 22-5-320. :**

- ( SC Code § 22-5-320 2023).....12,15
- ( 2019-2020 Bill 5271).....12,16
- *Coercive control - South Carolina*
- ( SECTION 15-3-20).....12,13,15,16.

((*People v. Dominguez, 2011*)) .....:16

(*Thompson v Clark*).....15

421 SC 1983.....3

**Universal Citation:** SC Code § 8-14-60 (2023).....  
Section 63-5-30).....

---

42 U.S.C §1983, .....16.

*conflict of interest rule 1.7*

[Code of Conduct for U.S. Judges](#)

Section 63-7-10. Child welfare service principles; purpose.

*Statement of the Case*

*Valid point: Since (Hood Law Firm), (Hanahan police department) & (Berkeley*

*County) feel Black kid's lives don't matter: Appellate/Plaintiff is Introducing White kids who were Murdered to make them see the Severity of the Issue of Not Contacting Child Protective service*

**1: Docket 94-907, State versus Susan Smith, indictment for murder....**

*(a) Consequences of Disregarding a Complaint :(Gross Negligence) Burden of Proof Questions*

*(b) Did the Mother Murder her daughter just like Susan Smith & how did the victim die at a young age?*

*(c) Subsequently (The victim told the truth & Appellate/Plaintiff assume she was abused by the mother after they left the victim in the suspect's care.*

*(d) (Why did the officer not do her job & Due Diligence By investigating the Real Suspect The mother Bernadette Owens?*

*Valid Point: Suspect previously already lost 1 Son to the department of Social Services & had multiple complaints about her Neglect & abuse but unlike the respondents, Appellant /Plaintiff Notified Child Protective service about the Sick & indecent relationship the mother had with her child.*

*What was the outcome & was it too late?*

*Did the mother finally Snapped & murdered her daughter for telling the truth?*

---

*(The Plaintiff Valid points are to raise these issues the circuit courts Judges ruling was made under Judicial Misconduct disqualifying Both Judges from any Ruling*

*Rule 210(c) SCACR: supporting facts that dispute the Respondents saying brief was Frivolous the appellant disabilities why the documents are incoherent this brief is a more coherent version of supporting evidence of everything said under Duress through the entire Case.*

### **Gross Negligence Burden of proof:**

**2. Valid point the deeper message: Indictment/warrant change form 11/09/2020: the reason for dismissal the Victim is deceased & they left the child to Die,**

**(a) Appellant /Plaintiff tried to warn Hanahan police about what Child protective, Service already knew about (the mother the Real Suspect)**

**(b) the Respondents Collaborated with & subsequently enabled her to Abuse her child Sexually & physically also Mentally the Mother Previously loss another son to Child Protective Service & was Wanted by Law officials.**

*Exhibit (C) # Section 22-5-320 (see) Proof of Requesting a trial)  
Hand Request for a jury Trial October 24,2022:*

- (c) Appellant /Plaintiff followed every Procedure in a timely matter Why was no Preliminary hearing available by Berkeley County,  
(d) Respondents refuse to introduce evidence in front of unbiased impartial peers.*

*(E0The Final Brief is only a Consolidated Coherent Version of Initial Brief with Supporting Facts of Frivolous Claims by Respondents in initial Brief*

*Valid points: This Final Brief is only revised by legal coherent standards to allow the court to see the red herring fallacy & what the Respondents don't want to be understood in my complaint.*

*This Evidence should have been introduced in a Trial in front of unbiased impartial Jurys Who Don't Work for Berkeley County or Hood Law Firm:*

*(b) The Defendants Showed Wanton Behavior When They Disregarded my complaint to cover up the Mother Sick & Indecent Behavior*

*(Did the Officer in Charge Think its ok because she is a Lesbian?)*

*(c)Did she secretly think its ok For a Woman to have a Relationship that's Indecent with her Own Daughter?*

*(d) Did She Just Hate Black People So Much she wanted the mother to Murder Her Daughter Just like Susan Smith?*

*Either way Fact: The officer In Charge Did Not Follow Police Procedure & Notify Child Protective service that the mother was Neglectful & that a Complaint was made about abuse!*

*(e) Whether Child Protective Service Would Have Approved of her Discretion?*

*(f) did the officer in charge display Wanton Behavior or Gross Negligence?*

If executed within the United States, its territories, possessions, or commonwealths:  
"I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct.

*(Argument)*

*(Hood Law Firm): Legal Malpractice & Mental health disabilities Discrimination.  
The Respondents Attorneys Corroborated Everything Appellant /Plaintiff made in every statement but fail to acknowledge the original Arrest for breach of peace made in the original Complaint about abuse & Neglect inside the arrest Warrant;*

*3: The Question presented is Do the Court support Wanton behavior?  
& Will a Non-Bias impartial Jury accept Wanton Behavior by Law Enforcement  
official?*

*Exhibit(a) see: (City of Hanahan Police Department Incident Report)  
On August 14 2018 SGT Ellen Lanphere Wrote She was dispatched to 5821 sledge  
street in reference to a domestic dispute upon arrival she saw a (Black Male)!*

---

*At this Point in the report, Appellant /Plaintiff believe the Defendants Racist Side  
Kicked in & she was Too Busy looking at the Color of the Witness skin to do her Job  
Properly! (Wanton Behavior)*

*(b) SGT Ellen Lanphere Wrote she detailed that the plaintiff was coming out of an  
apartment and said he and his girlfriend was involved in an argument:*

*(c) Fact nowhere did she mention the Appellant /Plaintiff 911 call & where the  
operator was told about the mother being Violent & Neglectful!*

*(d)Next, she stated the Plaintiff said they were arguing because they were going  
through something;*

*(e)(See) Vagueness Doctrine: The Officers Body Cam Will Corroborate that  
Appellate/Plaintiff was clear about the Indecent Relationship between the mother &  
daughter*

*(f) The Defendants claim that Appellant /Plaintiff mention something about  
masturbating*

*See Vagueness doctrine*

*(g) the Defendants said she walked to the apartment & met with Bernadette Owens  
and she stated that this morning she and her Juvenile Daughter Cabriya Lucas 9  
years old were sleeping together when Wilson came into the bed & laid next to her*

*4: Question presented if this is My resident & the mother is Laying in my Bed Why  
Would her 9-year-old Juvenile be inside the same Bed as Her, when she admitted  
being while naked?*

*(a)Her being loud & violent causing a Disturbance Who is above the law?*

*(b) The Juvenile Stated She Felt the Bed Shaking & over heard me saying this feels  
good.*

*(c) Question Presented who was Appellant /Plaintiff talking to?*

*(d) If Appellant /Plaintiff did anything in front of the Child, why did she not see  
anything Indecent?*

*(e) Again, why was the mother not questioning for being Neglectful?*

---

*Fact Appellant /Plaintiff had Just Met the Victims Mother & Told the Officers The truth The Victims Mother had a Long History of Abuse & Child Protective Service Had Already Taken 1 of her Children she stated it in Front of The Officer,*

*5: Why Would an officer of the Law Leave a Child in a un-Fit Home Where the mother sleeps naked & takes Showers with her child how is it normal for a mother & Child to have a Sexual Relationship?*

- (a) Would Child Protective Service approve of her Discretion after Appellant /Plaintiff tried to have the Mother Removed from the Home?*
- (b) Both The Plaintiff & the Mother Were Engaged in Intimacy identified as Cuddling when Appellant /Plaintiff Noticed the Victims Presence in the Room,*
- (c) The Domestic Disturbance was Over Appellant /Plaintiff Non-Compliance with the Neglect and the abuse of the Victim & her Statement on the officers Body Cam Statement Corroborated that she was Not Supposed to be in the Room and Appellant /Plaintiff never exposed himself subsequently the officer in charge neglected to Contact DSS.*
- (d) Gross Negligence: Coercive control was used to keep Appellant /Plaintiff from Testifying about the abuse.*
- (e) Appellant /Plaintiff did not get the Preliminary hearing requested or copy of the arrest warrant subsequently the officers Collaborated with the Victims mother to fabricate the Statement & take advantage of Appellant /Plaintiff mental disabilities.*
- (f) Berkeley County Provided Incompetent Ineffective Council for Appellant /Plaintiff Per Berkeley County Public Defender office & gave Appellant /Plaintiff a Ransom Holding Appellant /Plaintiff Captive in order to Force Appellant /Plaintiff To plead guilty to Being the Legal Custodian unlawful conduct towards a child.*
- (g) Appellant /Plaintiff did not do anything in front of the child & the warrant Was Written as un law full conduct but the warrant number falls under legal custodian subsequently Appellant /Plaintiff was Falsely detained for Breach of Peace & Held Without a ticket or warrant for 5 hours.*

*6: Cuddling is a physical act of showing affection and closeness, often involving two or more people holding each other closely. It can be a comforting and enjoyable experience. VS Masturbation is a form of autoeroticism in which a person sexually stimulates their own genitals for sexual arousal or other sexual pleasure,*

*(a) if the Victim Corroborated the Respondents False Narrative, Appellant /Plaintiff would have been charged for Being Indecent but the Victim Clearly Stated She Did*

*Not see Appellant /Plaintiff genitals in the officer's footage she also stated that she was supposed to sleep in the Room that the officers identified as being the Victims Room where they found her clothing not mine.*

*(b) What is the real meaning of intimacy?*

*(c) In the Appellant /Plaintiff Statement made he clearly was not being Neglectful when Appellant /Plaintiff Reported the Complaint and clearly did not want the Child to be in an Intimate Environment that the Victims Indecent Mother created.*

*) (The state of being intimate). a close, familiar, and usually affectionate or loving personal relationship with another person.*

*Appellant /Plaintiff Did not say he was Masturbating the Defendants used Vagueness to cover up the False Arrest obtained see Fruit of the Poisonous Tree Doctrines!*

*(E) To state a Section 1983 claim, the plaintiff is required to allege that (1) the conduct complained of was committed by a person acting under the color of state law; and (2) the conduct deprived the plaintiff of a constitutional right*

*(f) South Carolina Code § 63-7-20 A person required under Section 63-7-310 to report cases of suspected child abuse or neglect,*

*(g) (S.C. Code Ann. § 22-5-320) At the preliminary hearing a Magistrate determines if there is probable cause to believe that a criminal offense has been committed and, if so, if there is probable cause that the defendant committed that offense.*

*(E) See S.C. Code § 15-3-535 Obstructing Witnesses and Evidence*

*# a demand for trial by jury made as herein provided may not be withdrawn without the consent of the parties, except where an opposing party is in default under Rule 55(a).*

*7: Probable cause argument: The Reason the Defendants couldn't use my Statement is they fabricated it & the Lack of Probable*

*Kidnapping elements: Kidnapping occurred when the arresting officer made the phone call on camera, she Knew she Couldn't use Vagueness, to arrest the plaintiff.*

*(a) child protective service should have been called on the mothers & her Name Should have been Run through the System.*

*(b) If there is Pure Gross Negligence then there is no immunity for the officer who used Wanton Behavior to make a Discretionary arrest: Who is above the law when it comes to neglect & abuse of a Child.*

*(c) Vagueness is a due process doctrine that can be brought into play with regard to*

*any criminal and many civil statutes,1 but it has a special significance when applied to governmental restrictions of speech: fear that a vague restriction may apply to one's speech may deter constitutionally protected speech as well as constitutionally unprotected speech.2 In the First Amendment context, vagueness concerns are often combined with claims that the law is substantially overbroad and sweeps in too much protected speech.3 Vagueness has been the basis for voiding numerous such laws, especially in the fields of loyalty oaths,4 obscenity and indecency,5 and restrictions on public demonstrations.6 However, outside of the overbreadth context, the Court has rejected vagueness challenges where the statutory terms are clear in their application to [a plaintiff's] proposed conduct—even when that application may implicate speech, and when the scope of the law may not be clear in every application.*

*(d) Legal incapacity is when someone is unable to participate in a legal transaction due to a mental or physical condition, age, or court restrictions. It can affect a person's ability to be Coherent: The Defendants Knew I was Incoherent because of my Disability Wanton Behavior:*

*(e) South Carolina Code Section 63-5-30 establishes that both parents of a minor child have equal rights and responsibilities: What Part of Neglect was the mother Excluded from Why was Child Protective Service Not Contacted?*

*a legal custodian of a minor in South Carolina, you must be an adult capable of providing for the child's needs, and a court must grant you legal custody through a petition filed in the Family Court, typically only occurring when the child's parents are deemed unfit or unable to care for the child, with the primary consideration being the child's best interests; this may involve proving the parents abandoned the child or consented to guardianship.*

*(f) 2019-2020 Bill 5271: Coercive control - South Carolina  
Coercive behavior' means an act or pattern of acts of*

2.28

*Assault, threats, humiliation, manipulation, and intimidation or*

2.29

*Other abuse, including emotional abuse, that is used to harm,*

2.30

*Punish, or frighten the victim by fraudulent representations.*

*When The Defendants use their Authority to Fraudulent claim, I was being arrested for Breach of peace it became Kidnaping*

2.31

*(2) 'Controlling behavior' means a range of acts designed to*

2.32

*Make a person subordinate or dependent by isolating the person*

	2.33
<i>From sources of support, exploiting the person's resources and</i>	
	2.34
<i>Capacities for personal gain, depriving the person of the means</i>	
	2.35
<i>Needed for independence, resistance, or escape, or regulating the</i>	
<i>2.36 Person's everyday behavior.</i>	

*(g): Thompson v Clark. The court recognized a claim for malicious prosecution under the fourth amendment when an individual is detained by law enforcement officers without probable cause. The court further held that the plaintiffs bringing such a claim must only show that the prosecution ended out a conviction, not that the prosecution ended with an affirmative indication of innocence a standard that would have been impossible to meet in many cases*

*:The U.S. Supreme Court interprets these clauses to guarantee a variety of protections: procedural due process (in civil and criminal proceedings); substantive due process (a guarantee of some fundamental rights); a prohibition against vague laws; incorporation of the Bill of Rights to state governments; and equal protection under the laws of the federal government. A citizen's right to a trial by jury is a central feature of the United States Constitution.[1] It is considered a fundamental principle of the American legal system*

*8: The appellate Essential documents are everything necessary for the court to review so they can clearly understand the Laws the Respondents have Broken & the Need for a Trial Infront of a Unbiased peers who will not Collaborate with Berkeley County officials or offer a relief of \$500,000 per each party involved for Emotional Distress prolonging this case.*

*When two or more disabilities shall coexist at the time the right of action accrues the limitation shall not attach until they all be removed*

- (c) Main Issues wanton Behavior by the arresting Officer: Coercion of a Disabled Mentally disturbed Witness*
- (d) Obstruction of Justice by leaving out the mother's involvement and making sure Department of social service did not investigate a Complaint of Sexual abuse & Neglect by Victims Mother*

*(e) Plaintiff Emotional Damages estimate for settlement agreement*

*(f) 365 days or 8789 hours of confinement for the Kidnapping Appellant /Plaintiff will seek \$1000,00 per each hour of confinement for the Emotional distress.*

*(g) If The Defendants Find Compassion in Their Hearts & Acknowledge Accountability in Taking Advantage of the Plaintiff & not Saving that Childs life But Leaving Her to Die by Her Violent Mother While a mentally Disabled Black Man Sat inside a Cell 24 hours a day just for believing in Law Enforcement: Settlement agreement One Million Dollars plus Expenses & Government Tax's*

*(f)The Plaintiffs is willing to settle, for enough to relocate & pay My dues to North Charleston police department & Masonic Brother Hood through a Musical Fund-Raising Event Honoring My Friends in Law Enforcement &Our Mayor!*

*Argument and Citation of Authority (Plaintiffs Smoking Gun)  
Hood Law Firm, Berkeley County & Hanahan Police Department Burden of Proof Exhibits for Future Class Action Lawsuit for Victims who are Mentally Disabled  
(Factual background)*

*1: Legal Malpractice Discrimination/Judicial Misconduct/Conflict of Interest*

*Who is above the Law the South Carolina Rules of Civil Procedure to appeal the (Honorable (Jennifer B McCoy judge's order to Prevent a Trial & give Relief? Statement of facts under penalties of perjury, I declare that to the best of my knowledge and belief, this statement is true, correct, and complete.*

*(Witness coercion) it can vary from altering a witness's testimony (no matter the means) to outright intimidation or coercion. The use of force or threats may elevate the degree of the offense. What is an example of witness tampering?*

*Threats, looks, or gestures count as physical threats as well. Verbally threatening someone with violence or with physical damage if they don't do what is asked is also witness tampering. Threatening a witness' immigration status or custody rights falls under verbal threats.*

*(A)The Victims mother collaborated with the Arresting officer to get a coerced statement then collaborated again to get the bail at \$75,000 impossible for me to make trying to intimidate me to take the Victims mother Charge of legal custodian*

*(b)The Underlying arrest Vagueness Doctrine*

*Defendants Probable cause was based on Breach of peace which they left out of the Report making it false*

*(c) The Defendants took advantage of a Mentally Disturbed informant's incoherent statement using Vagueness to falsely arrest under breach of peace.*

*State law demands Child protective service to be called in any case of child abuse the Gross Negligence was leaving the 9-year-old victim with the mother just to Justify Wanton behavior.*

*Berkeley County Public Defenders Incompetent Ineffective Counsel disregarding the Plaintiff Preliminary hearing to cover up Coercions*

*the Defendants failed to investigate the mother or prosecute the mother for any crimes she committed against her 9 years old child.*

*Cuddling & Masturbating is not the same thing Appellant /Plaintiff Statement Never Said Masturbating the statement said we were Cuddling being intimate fabrication is a falsified statement on record.*

*Exhibit (b) Berkeley County Conflict of interest Burden of Proof:  
(Berkeley County Public Defenders Incompetent Ineffective Counsel)*

2: Preliminary hearing In South Carolina, the right to a Preliminary Hearing is conferred by statute. (S.C. Code Ann. § 22-5-320) At the preliminary hearing a Magistrate determines if there is probable cause to believe that a criminal offense has been committed and, if so, if there is probable cause that the defendant committed that offense. Bias discrimination impartial judgement

- (a) **(Section 15-3-40)** The Plaintiff has a 30 year History of being mentally Disabled
- (b) The Defendants Got an arrest Warrant Based on a Fabricated Statements that Excluded the Original Arrest the ticket For Breach of Peace it Excluded the Mothers Involvements & the Victims Statement About Her Not Supposed to be in the Room,
- (c) She Pointed to the Room She Slept in on the officer's footage, where the mother was Clearly Disturbed & she did Not look Fit subsequently the Department of Social Services Should have been Called to Properly interview the 9-year-old Child:
- (d) Gross Negligence /Discrimination the Defendants Left the Child to be Murdered by Her Mother just like Susan Smith displaying Wanton Behavior & complete Disregard for a Black Childs Life
- (e) South Carolina Code § 63-7-20 A person required under Section 63-7-310 to report cases of suspected child abuse or neglect, including workers of the department, who has reason to believe a child has died as the result of child abuse or neglect, shall report this information to the appropriate medical examiner or coroner.: Gross Negligence by the Defendants

South Carolina law allows mandated reporters to report to either DSS or law enforcement in the county where the child resides or is found. If the alleged perpetrator is the child's parent, guardian, or other person responsible for the child, DSS is responsible for investigating the report

In South Carolina, if a person violates a statute (law), it is considered negligence per se. Depending on the facts of the case; an injury victim may bring a personal injury lawsuit based on a theory of negligence per se.

*Kidnapping Act: The Moment the Defendants Knew they were no Breach of peace they knew that they had no Probable cause for arrest:*

---

3: Emotional Distress inflicted from Kidnaping: The criminal act element required for kidnapping is twofold. First, the defendant must confine the victim (720 ILC §

5/10-1). Second, in many states, the defendant must move the victim, which is called asportation. One common issue with the kidnapping criminal act is how far the victim must be moved. In the majority of states, the movement can be slight, as long as it is not incidental to the commission of a separate offense (*People v. Dominguez*, 2011). Other states do not require asportation when the kidnapping is for ransom (N.R.S. § 200.310, 2011). Some states have done away with the asportation requirement altogether (N.C. Gen. Stat.

- (a) (Corroboration of the Argument Supporting facts) The Moment the Defendants Placed me in Hand Cuffs they falsely told Appellant /Plaintiff he was being arrested for breach of peace
- (b) (Wanton Behavior): they did not want to admit their Wrong doing subsequently their only thought was to profit & take advantage of a Mentally disturbed black man regretfully their hatred made them disregard civil rights.

Exhibit (c) Hood Law firm facilitation to encourage a Judge who is getting paid by his Client Berkeley County to dismiss a case that was meant for trial unethical behavior

. (The deep Issue) Valid Points (The Judges took an oath that they ignored)

: Did S.g.t Ellen Lanphere the officer in charge refuse to contact DSS because of the hatred she has for black people in General or Just Black Men!

: Whether By Refusing to allow this case to go to trial it was their way of avoiding an impartial jury to see the Truth!

A denial of a motion for relief in the form of a settlement or alternative give fair Trial is to be Complicit with violations of multiple civil rights and Encourage Corrupt law enforcement it's okay to do the same thing to another Black Male Victim and allow another guilty Violent, Abusive Predator Woman to abuse her own child:

Witness coercion, Kidnapping Elements:

Respondent's Probable cause: a Complaint about a Mothers Abuse & Neglect by a Disabled Mentally Disturbed Black Man

---

Fruit of the poisonous tree doctrine: A rule under which evidence that is the direct result of illegal conduct on the part of an official is inadmissible in a criminal trial against the victim of the conduct.

DISCUSSION: Federal Court Case why was it sent to lower court & Not Completely dismissed?

*During Mediation the Respondents used because of Mental Disability Is Appellant /Plaintiff Unable to Present my case Coherently in a timely fashion & was Never Competent to Present the Case & because Appellant /Plaintiff is Representing himself, Appellant /Plaintiff is Protected under Statute Prohibition laws at the Time of case in Federal Court Appellant /Plaintiff was Insane because of the case & have Medical Files & Proof of Disability during the Period from Social Security Supplemental disability for people with Mental Health Disabilities*

*#1: The right of trial by jury as declared by the Constitution or as given by a statute of South Carolina shall be preserved to the parties inviolate. Issues of fact in an action for the recovery of money only or of specific real or personal property must be tried by a jury, unless a jury trial be waived.*

*(b) Demand. Any party may demand a trial by jury of any issue triable of right by a jury by serving upon the other parties a demand therefor in writing at any time after the commencement of the action and not later than 10 days after the service of the last pleading directed to such issue. Such demand may be endorsed upon a pleading of the party.*

*(c) Same: Specification of Issues. In his demand a party may specify the issues which he wishes so tried; otherwise, he shall be deemed to have demanded trial by jury for all the issues so triable. If he has demanded trial by jury for only some of the issues, any other party within 10 days after service of the demand or such lesser time as the court may order, may serve a demand for trial by jury of any other or all of the issues of fact in the action. (d) Waiver. The failure of a party to serve a demand as required by this rule and to file it as required by Rule 5*

*(d) constitutes a waiver by him of trial by jury. A demand for trial by jury made as herein provided may not be withdrawn without the consent of the parties, except where an opposing party is in default under Rule 55(a). See Where I hand Requested Jury every time timely*

*Previously in Federal Court the Respondents offered me an insulting \$1000 dollars during Mediation before Trial because I was at the time in a mental health facility being treated for the Traumatic experience of being falsely arrested*

*No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws*

*Fourth Amendment Explained The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.*

### *Obstruction of Jurors and Court Officers*

*Who is above the law? Witness coercion, Kidnapping*

- *: Obstructing Witnesses and Evidence 18 U.S.C. § 1512: makes it illegal in any way to harm, threaten, (delay, or otherwise influence a witness) to an official proceeding, punishable by up to 30 years imprisonment. The law also makes it a crime to destroy, change, or hide evidence that could be used in an official proceeding.*

*statute. (S.C. Code Ann. § 22-5-320) At the preliminary hearing a Magistrate determines if there is probable cause to believe that a criminal offense has been committed and, if so, if there is probable cause that the defendant committed that offense Obstructing Witnesses and Evidence*

*e): South Carolina Code § 63-7-20 A person required under Section 63-7-310 to report cases of suspected child abuse or neglect, including workers of the department, who has reason to believe a child has died as the result of child abuse or neglect, shall report this information to the appropriate medical examiner or coroner. Obstructing Witnesses and Evidence*

*(f)Legal custodian means an individual who is at least 18 years of age in whose care a minor child remains or is placed after a court makes a finding under section 13a (5) of chapter XIIA of the probate code of 1939, 1939 PA 288, MCL 712A.13a*

### **Prayer for Relief**

WHEREFORE, The Appellant /Plaintiff Muhammad N Wilson Pro Se Prays that the Court of appeal Grant judgment in favor of a Relief Settlement Agreement, based on Judge Young & judge McCoy's Judicial misconducts & Conflict of interest: Both Judges by Court own Rules Disqualified from placing any order. Furthermore, Under Disabilities law the Appellant is

supposed to be accommodated and I am thankful for any accommodations.

The *Appellant /Plaintiff Muhammad N Wilson Pro Se* requests the relief of \$1000.00 per day of August 15 2018 the day Ransom of \$25.000.00 was Paid to Berkeley County.

(2,436 days total) = \$ 2,436,000 (Emotional Distress)  
Punitive Damages: \$50,000. for loss of housing, Court fees & Department of Mental health treatment.

**(Berkeley County) & (Hood Law Firm's) Conflict of interest has Impeded the Plaintiff/Appellate ability to Obtain Legal Representation & Receive Mental health Treatment**

**Subsequently Forcing a Mentally disabled Black Man to represent Himself in spite of being deemed insane by Department of mental health.**

the Emotional distress has increased because of the Respondents/Defendants attorneys (Hood Law Firm) & Berkeley County Hood Law firm: used their Own Clients Employee to place an Order that Rejected the right to a Fair Trial in spite of the Court Rules the Appellate/Plaintiff Tried Settling with Hanahan Police Department in order to preserve, *Rule 413 SCACR Integrity*  
*I have submitted to the court a settlement agreement that includes an NDA that says I will never bring this matter to any court that includes any form of complaint.*

the Plaintiff/Appellate Relief Proposal is Just an Positive Incentive for Hanahan police to feel Comfortable doing what North Charleston police has spent almost 1 billion dollars to do invest in Accountabilities that their officers make mistakes so the Respondents/Defendant's feel Comfortable allowing the States South Carolina Reserve Fund to pay the Settlement Agreement amount

## Music Outreach

Sample Of Originally Written Lyrics that can be used to produce Country or a Gospel Song or Pop

- (a) *Original Country Song Written by Muhammad Nathaniel Wilson aka Creyola Boss Tittle (Stay Strong) Thank God all Blue lives save lives the album*
- (b) *Note the plaintiff would like to sell this song to Country Artist Blake Shelton, to perform for Military, law-enforcement to encourage them while protecting and serving our country!*

*Verse: 1 God Bless America the home of the Brave Blue Lives/ (Never Forget Every Blue life that) (Died or Risk Their Lives)/Protecting helping Saving so Many Lives/Our Nation Should thank God/and Say Stay Strong/To all Blue Lives repeat (Stay Strong) (Thank God) We Appreciate Your Service/Never Forget all the blue lives who gave their Lives*

*Be grateful we can feel Save & Free/God Bless America I am just a Humble Black American Law-Abiding Citizen with a Message to help make America again to encourage all allies & friends Men & women Veterans in Law enforcement!*

*Stay Strong Thank God Blue Lives Save Lives around the world Musical Event to Raise Funds to invest in Music that will encourage all Men & Women in law-enforcement military Veterans to stay Strong with the message we Appreciate your service*

- (c) *Lyrics Hook: we want to Thank God for all the blue lives Repeat & Chant (so we appreciate your service) I am Just a Law abiding American: WHO Love POTUS Trump with a Message Help make America Great again; we Support our allies so We appreciate Your Service*

- (d) *Lyrics: Second Verse: we Love our Country and we say it loud & proud all my men & women in law enforcement military veterans feel Proud; This Dedicated to every man or Women who risked their life: in the Darkness let this be the Message to make you shine bright; Having real Courage is make a sacrifice; I want to say thank God;(Stay Strong) all blue lives saving lives;*
- (e) *(Repeat: For Crowd To sing With Blake Shelton)*
- (f) *(Don't Give up) When Things Get Tuff; we wrote this to encourage every man & Woman in Blue even the ones who don't like me, I still Respect You; we appreciate everything you do; and can't comprehend what you been through; Chant (so we appreciate your service) God Bless President Trump/ he encourage us Law abiding citizens to stand up! We love America enough is enough*
- (g) *Brake down: Let encourage all the Men & Women in Blue repeat (Say we Appreciate everything you do)*

**Plaintiff/Appellate Valid Points for all parties to Consider**

*1# This case has Cost the Plaintiff Everything please imagine the Emotional Distress this case has Caused and the Loss of Housing & Impeded any ability to get in a Relationship*

*2# Punitive damages include Loss of Housing, Written Books, Movie Scripts & Music ;(Plaintiff loss Previously Written over 5000 songs & Poetry) also Material invested inside musical endeavors along with the court cost and money spent on bail the only*

*3# Legal Malpractice: profiting off Berkeley County & Hanahan police Extortion using Judicial Misconduct is the defendants unethical Attorney Evan Sobocinski, punitive damages also include, transportation costs & immediate mental health treatment for the plaintiff's long term endured emotional distress*

*4# Standard of review Atonement for Hanahan Police Department Gross Negligence Burden of proof South Carolina Statist (The deep Issue) Domestic Violence*

---

*(a) Full Disclosure Truth About Muhammad Wilson Pro Se*

*(b) Valid Point: my (Mother Crystal Marie Wilson) & My (Sister Hillary Wright) Was Murdered in Columbia South Carolina, Both Victims of*

*Domestic Violence they were both Set on fire brutally by a Mentally Disturbed Man!*

- (c) **Plaintiff/Appellate Mother Crystal Wilson was neglectful just like the Suspect the mother of the Victim my mother was an unfit Parent who Neglect Cost a 9-year-old child her life.**
- (d) **Valid point For Court: Mental health is a serious problem & officers are not supposed to discriminate OR DISREGARD ANY COMPLAINT OF ABUSE.**
- (e) *I Plaintiff/Appellate have a 30-year History of Mental health issues Because mental & Physical abuse I could not allow the Victim to go through what I went though it was not sexual like the Victims abuse by her mother but abuse is the same.*
- (f) *I have been Situationally homeless since my confinement in Berkeley County & being release from being Kidnapped by Hanahan police Confined for Disturbing the Peace that subsequently happen because of a Complaint about a Mothers Neglect & Abuse of her Child;*
- (g) *at the time both parties were Strangers & the **Plaintiff/Appellate** barely even knew them, but subsequently tried to help and do the right thing because someone brutally Murdered the plaintiff's mother & 9-year-old Sister who was the child's age 9 at the age of death*
- (h), *subsequently August 14 after being Held for 5 hours the plaintiff was booked for Legal custodian Neglect of a Child the **Plaintiff/Appellate** barely even knew!*

*The Red herring fallacy: the Coercion of the Child*

*5# Coercion & Gross Negligence & Lack of Due diligence by (Sgt E Lanphere who Corroborated with the mother of the Child to make the Plaintiff/**Appellate** look like the culprit doing something Neglectful using my Statement that was Made Under Duress!*

- *(a) SC currently ranks 6th in the nation for the number of women killed by men and are consistently in the top ten in the nation. (Violence Policy Institute When Men Murder Women report 2018)*
- *In South Carolina, 39 intimate partners were murdered as a result of domestic violence in 2020. (South Carolina Attorney General's "Silent Witness" 2020.)*

- *The cost of domestic violence in the state of South Carolina in 2020 was nearly \$358.4 million dollars according to a report conducted by Dr. Joseph C. von Nessen and sponsored by the Jamie Kimble Foundation for Courage*
- *Each reported incident of domestic violence costs the state of South Carolina an average of \$4,350 (The Economic Impact of Domestic Violence in South Carolina, 2020- Von Nessen)*
- *42% of SC females and 29% males will experience domestic violence during their lifetime (The Economic Impact of Domestic Violence in South Carolina, 2020- Von Nessen)*
- *The annual number of domestic violence victims in South Carolina is estimated to be 82,379. (The Economic Impact of Domestic Violence in South Carolina, 2020- Von Nessen) Eight in ten (80%) child fatalities in 2020 were caused by one or more parents; 29% were perpetrated by the mother acting alone. Nearly three-fourths (74%) of... casualties*

•

**(b) (see) State of South Carolina v. Susan Vaughan Smith**

- (This is the 1996 case of a woman putting two of her children in a car and pushing it or letting it drive into a lake; it includes the closing arguments, jury instructions, verdict, and judgment at the penalty phase, after the jury had already found her guilty of the crime but had to decide whether to impose the death penalty or life in prison)

*(c)A denial of this motion to reinstate the Civil suit Trial! Would only, be perceived as Complicit with violations of multiple civil rights such as. Witness coercion*

### *Argument and citation of Authority*

*1: This Final brief contains undisputable evidence of corruption facilitated BY Valid Point For courts:(Hood Law Firm) can't use their Clients Judges to Dismiss any Civil suit Against Hanahan police Department, it would be egregious on the*

*courts behalf to uphold Judicial Misconducts, conflict of interest & Mental Disabilities discrimination.*

*Do The court support (Berkeley County) Operating Above the Law with Total Contempt for the Court Rules or Mentally Disturbed Black people civil Rights.*

*(Legal Malpractice Valid points: Attorney Evan Sobieski ) has Displayed Unethical Behavior & Misrepresented Hood Law Firms Integrity subsequently wasted Enough of the Courts & the **Plaintiff/Appellate** Time & money.*

*(b)Legal Malpractice & Mental disabilities discrimination Valid Point: Attorney Evan Sobieski Works for Hood Law Firm & he Impeded the Settlement of \$1000,00 per day a settlement that the **Plaintiff/Appellate** was seeking through a relief through a judgement subsequently the Plaintiff/Appellate will be Seeking Compensation from Hood Law Firm if this case is not settled in a timely matter.*

***(c)The Plaintiff/Appellate** will not only file a complaint with the Office of Disciplinary I will be filing a formal Civil Suit Under the ADA Against (Hood Law Firm & Berkeley County) for Mental health disabilities Discrimination & Legal Malpractice resulting from The Conflict of interest & Judicial Misconduct that impeded the settlement. Since Hood Law firm requested a Judgement, the Court Should Grant Relief to **Plaintiff/Appellate** .*

*(e) The **Plaintiff/Appellate** have demonstrated by using the defendant's own evidence the Malicious prosecution by Sgt Ellen Lanphere the officer in charge who used Hanahan Police Authority to Violate the Fourth Amendment unreasonable seizures by Law enforcement officials*

*How Could any Judge Make a Non -Bias Impartial Judgement on Their self? These Questions are Made for a Jury of Impartial Non-Bias peers*

*What qualifies as a conflict of interest for a judge?*

Judges may not hear cases in which they have either personal knowledge of the disputed facts, a personal bias concerning a party to the case, earlier involvement in the case as a lawyer, or **a financial interest in any party or subject matter of the case.**

Section 1.110.010 of the AICPA's Code of Professional Conduct addresses conflicts of interest for licensed tax practitioners. A conflict of interest can occur when a practitioner's personal interests could impact their judgment or actions.

What is a conflict of interest?

- A conflict of interest can be financial, personal, or non-financial
- It can also occur when a practitioner has competing loyalties

- A conflict of interest can arise when a practitioner is asked to represent multiple clients with conflicting interests

How does the AICPA address conflict of interest?

- The AICPA's Code of Professional Conduct requires practitioners to be free from conflicts of interest and bias
- The code requires practitioners to act with integrity and objectivity

Examples of conflicts of interest

- A CPA firm representing two clients in the same legal matter

- 

- **Judicial Misconduct Exhibit (a) Recusal Requirements**

- An official with a disqualifying conflict of interest may not make, participate in making, or use his or her position to influence a governmental decision. When appearing before his or her own agency or an agency subject to the authority or budgetary control of his or her agency, an official is making, participating in making, or using his or her position to influence a decision any time the official takes any action to influence the decision including directing a decision, voting, providing information or a recommendation, or contacting or appearing before any other agency official. When appearing before any other agency, the official must not act or purport to act in his or her official capacity or on behalf of his or her agency.
- Certain officials (including city council members, planning commissioners, and members of the boards of supervisors) have a mandated manner in which they must disqualify from decisions made at a public meeting (including closed session decisions) and must publicly identify a conflict of interest and leave the room before the item is discussed.
- What is a 177 conflict of interest?

*(2) Summary of argument the deep Issue) who is Above the Laws Theory*

---

*(Black Men with Mental health Disabilities Lives do Matter)*

*(a) The Fourteenth Amendment, which protects violation of rights and liberties by the state governments persons born or naturalized in the United States,*

*and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside.*

*(b)#1 No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.*

*(c) Accountability towards law enforcement it is important to acknowledge the compromised integrity of (Berkeley County), & (Hanahan Police department)*

*(d) Will the Courts allow a Complaint of abuse and Neglect from a mentally disabled black Man about the Mental & physical abuse by the Victims Mother to go unchecked?*

*(d) Obstruction of justice encompasses a range of actions intended to impede legal and judicial processes.;*

*3: (Deeper Issue Valid Points) Hood Law Firm, & (Berkeley County) both Profit off (Hanahan police Department) Police Misconducts.*

*(a)The deeper issue is that the officer's negligence & lack of due diligence; (Cost a Child their life) Because of not Following procedures, the child was left with her Abusive Mother,*

*(b) The deep Issue is whether the court want to enable unethical conduct in law enforcement or the Court System?*

*(c) The code of ethics, which was written in 1957, often creates ethical issues or dilemmas for those serving to uphold the law. Five modern ethical issues in law enforcement involve the officer's upholding the law and your rights, using necessary force, acting impartially and profiling. Justice Benjamin's failure to recuse himself from participation in his principal financial supporter's case...*

*3: (The deep Issue) Valid Points for the Court of Appeal, District Court & Supreme Court*

- 1. whether, no person is above the law, including police officers*
- 2. Kidnapping, & Obstructing Witnesses*
- 3. (The red herring fallacy) is they did not want the 9-year-old victim to testify*

(a) *(The deep Issue) Thompson v Clark. The court recognized a claim for malicious prosecution under the fourth amendment when an individual is detained by law enforcement officers without probable cause. the court further held that the plaintiffs bringing such a claim must only show that the prosecution ended without a conviction, not that the prosecution ended with an affirmative indication of innocence a standard that would have been impossible to meet in many cases*

(b) *Indictment/warrant change status change form indicates unable to go forward with prosecution of the case due to victim being deceased and unable to testify*

*\_(c) Gross Negligence Consequences*

*(The Question that Made the **Plaintiff/Appellate** Break Down & Cry)  
What happened to the Child While Left to Die in Her Abusive Mothers Care?*

---

*4: Gross Negligence & Mental health Discrimination Burden of Proof: If the officer would have followed procedures and notified Child protective service the Child could have been interviewed correctly and would have corroborate, The **Plaintiff/Appellate** statement he originally gave the officer*

*officer Lanphere fabricated & left out the key details in the **Plaintiff/Appellate** Complaint about the Mother Sexual Abuse & Neglect. The **Plaintiff/Appellate** Mental Health History is Violent! But unlike the Respondents /Defendants the (Plaintiff/**Appellate**) cared more about the Victim wellbeing than his own freedom.*

***Plaintiff/Appellate** not want to behave in a Violent Manner Towards Her Mother the **Plaintiff/Appellate** Trusted the Victim to Tell the Truth & She Tried to Tell Respondents /Defendants Everything the Respondents Coercion Impeded the Victim from testifying Against the Abuser her Own Mother.*

*(a) Because of the respondents/Defendants Coercion the victim's mother was able to use threatening looks that she gave her daughter.*

*(b), if police violate citizens' rights by acting beyond the scope of their position, citizens have legal recourse through laws that allow injured parties to enforce their constitutional rights. Specifically concerning the victim, police misconduct can lead to physical and/or emotional*

*harm. It can also result in wrongful convictions, because of witness coercion & an innocent person may spend years behind bars because a law enforcement official abused their powers.*

- *Hanahan Police lack of Due Diligence is Burden of Proof of Gross negligence*
- *All Officers supposed to Gather relevant facts from all parties involved. to avoid False Arrests from Illegal Search and Seizures.*
- *One of the most common ways police abuse their power is through false arrest. ...*

*5: The Fourteenth Amendment's Due Process Clause guarantees procedural due process, meaning that government actors must follow certain procedures before they may deprive a person of a protected life, liberty, or property interest. The U.S. Supreme Court interprets these clauses to guarantee a variety of protections: procedural due process (in civil and criminal proceedings);*

*(a guarantee of some fundamental rights); a prohibition against vague laws; incorporation of the Bill of Rights to state governments; and equal protection under the laws of the federal government. A citizen's right to a trial by jury is a central feature of the United States Constitution.[1] It is considered a fundamental principle of the American legal system.*

*(b) Laws and regulations governing jury selection and conviction/acquittal requirements vary from state to state (and are not available in courts of American Samoa), but the fundamental right itself is mentioned five times in the Constitution: Once in the original text (Article III, Section 2) and four times in the Bill of Rights (in the Fifth, the Sixth, and the Seventh Amendments).*

*Conflict of Interest Burden of Proof: (valid points conclusion) \_*

*1: Hood Law Firm/Berkeley County & Hanahan Police Department: all 3 parties work together to profit off Police Misconduct & Discriminations on Mentally disabled Black kids.*

*(a) The General Discernable Argument is that the Plaintiff is Unbarred & exempt From Statue of Limitations & has proven multiple forms of Gross Negligence*

*(b) judicial Misconduct: all 3 Parties involved has liability claim in the Emotional Distress damages.*

*(B) the Defendants Are Not Immune from Liability, for failure to Contact Child Protective Service, when a Child is being Abused by her Mother Sexually, mentally & physically.*

*(C) the officer Showed Gross Negligence in her Discretion to not Investigate the mother or charge her for any Crimes she may have Committed disregarding, the same laws the Defendants are Paid to Protect.*

*(d) the Officer in charge Used her Discretion to give a Woman a pass on not only being Neglectful & unfit But Abusive, Disorderly & subsequently Left an innocent 9-year-old to Die in her mother's care.*

*(e) The Defendants Kidnapped a disabled black Man a Credible Witness, then used coercion : to make Sure a (9-year-old Child Died )in her Violent Mothers care*

*(g)The power of the jury has declined substantially since the founding relative to other branches of government thanks to practices like judicial acquittal, summary judgment, judges deciding money damages grand juries not being required in all states, and plea-bargaining.*

*(H) Suja A. Thomas argues the shifting of any power to judges and other branches by: the Supreme Court is unconstitutional and undesirable.[3] Robert Burns agrees, arguing that elites gain power when judges, not juries, decide cases.[4]*

*2: (The deep issue Accountability) Valid Points: because I am Mentally Disabled this Case Require a Non-Bias Impartial Judgement because the Respondents/ Defendants are Powerful people and South Carolina is known for hatred and being Bias Against Black Men*

#### *(Argument and citation of Authority Conclusion*

*In June 2021, the NAACP legal defense and education fund filed an Amicus brief in Thomson v Clark arguing that the lower courts requirement that malicious prosecution plaintiffs show that the underlying prosecution ended in a manor affirmatively indicating innocence undermines the ability of plaintiffs to seek remedy for baseless arrests and prosecutions*

*l.d.f briefs argued that because charges are often dropped with little explanation, requiring plaintiffs to address unjustified criminal charges adds an over whelming*

*burden the brief also emphasized that the lower courts restrictive precedent would have a racially discriminatory impact as black people are disproportionately subject to unreasonable arrests and detentions*

*Berkeley county and Hanahan police department have a history of Racial discrimination towards Black Americans the system utilizes three types of juries: Investigative grand juries, charged with determining whether enough evidence exists to warrant a criminal indictment*

*petit juries (also known as a trial jury),[2] which listen to the evidence presented during the course of a criminal trial and are charged with determining the guilt or innocence of the accused party; and civil juries, which are charged with evaluating civil lawsuits. The American system utilizes three types of juries:*

*Investigative grand juries, charged with determining whether enough evidence exists to warrant a criminal indictment;*

*petit juries (also known as a trial jury),[2] which listen to the evidence presented during the course of a criminal trial and are charged with determining the guilt or innocence of the accused party; and civil juries, which are charged with evaluating civil lawsuits.*

*the step towards accountability for law enforcement officers who detain people without probable cause, the Court rejected a requirement that Victims of such unconstitutional seizures point to an affirmative indication of innocence in the dismissal of their underlying prosecution, as Black Americans are more likely to be unlawfully arrested and detained, and Malicious prosecution claims are a critical mechanism for victims of such law enforcement abuses to obtain accountability*

*(Compensation equal reparations) Purpose Valid Points:*

*Unconstitutional arrest & Witness coercion sends a Bad message of compromised integrity inside the South Carolina legal System, & if the Court of appeal ignore Racial Mental Disabilities Discrimination Arrests & Judgments it would be a complete Contradiction to what the United States supreme court have stood for so many years!*

*Creyola Purpose is to use the Reparation Through Compensation to be a Productive Black American Law-Abiding Citizen & only wish to Prove to others that our System Still Works!*

*Wherefore, based on the forgoing, the appellate respectfully submit the order asking for a Fair trial or Alternative settlement Agreement with the Respondents be Granted by the Court Sincerely, & Humbly Submitted Muhammad N Wilson Pro se*

*Muhammad Nathaniel Wilson Pro Se*

*In Town Suites 8082 Rivers Ave, Room 309 North Charleston SC 29406*

*(843)867- 9789 creyolab@gmail.com*

*Respectfully\_\_\_ Muhammad Nathaniel Wilson Pro Se*

---

*THE STATE OF SOUTH CAROLINA*

*In The Court of*

*Appeals*

*FROM Berkeley*

*County*

*Judge Jennifer B McCoy*

---

*Case No. 2022 CP-08-02508*

Appeal No. 2023-001837

**RECEIVED**

**Apr 17 2025**

**SC Court of Appeals**

*Muhammad Nathaniel Wilson Pro Se* \_\_\_\_\_

*Appellant,*

V.

*Hanahan Police Department & Other Law Enforcement Officials*

*Respondent,*

\_\_\_\_\_  
**PROOF OF SERVICE**  
\_\_\_\_\_

*I certify that I have served the Motion for Reinstatement & amended Final Brief for the Appellant by depositing a copy of it in the United States Mail, postage prepaid, on March, 17, 2025 addressed to the attorney of record, Hood Law Firm attorney of record,*

*Ellore A Gains, at her office at  
172 Meeting Street Charleston SC,  
29401 on December 21, 2024  
&Gmail @ elloree.gains@hoodlaw.com*

*Muhammad Nathaniel Wilson in Town Suites 8082 Rivers Ave, Room 309  
North Charleston Sc 29406 creyolab@gmail.com*

**RECEIVED**

**Apr 17 2025**

**SC Court of Appeals**

*Judge Jennifer B McCoy*

\_\_\_\_\_

*Case No. 2022 CP-08-02508*

*Appeal No. 2023-001837*

\_\_\_\_\_

*Muhammad Nathaniel Wilson Pro Se*

*Appellant,*

*V.*

*Hanahan Police Department & Other Law Enforcement Officials*

*Respondent,*

\_\_\_\_\_

*Certificate of service*

\_\_\_\_\_

*The undersigned certifies that on this day 17th day of March 2025 a copy of the record on an appeal on behalf of the Appellant Muhammad N Wilson Pro se that I have served the Motion for Reinstatement & Amended Final Brief for the Appellant by depositing a copy of it in the United States Mail, postage prepaid, on March ,17, 2025 addressed to the attorney of record, Hood Law Firm attorney of record,*

*Ellore A Gains, at her office at 172 Meeting Street Charleston SC,*

*29401 on March 17, 2025*

*&Gmail @ ellore.gains@hoodlaw.com*

*Muhammad N Wilson Pro se*

*In Town Suites 8082 Rivers Ave, Room 309*

*North Charleston SC 29406*

*(843)-468-3432 creyolab@gmail.com*